

# EXHIBIT D

1 UNITED STATES DISTRICT COURT  
2 IN AND FOR THE DISTRICT OF WYOMING

3 -----  
4 STEPHANIE WADSWORTH, Individually and  
5 as Parent and Legal Guardian of W.W.,  
6 K.W., G.W., and L.W., minor children,  
7 and MATTHEW WADSWORTH,

8 Plaintiffs,

9 -against-

Case No.:  
23-cv-00118-NDF

10 WALMART, INC. and JETSON ELECTRIC  
11 BIKES, LLC,

12 Defendants.  
13 -----

14 Thursday, November 16, 2023  
15 9:46 a.m.

16 Deposition of JEFF SHEAMAN, taken by  
17 Plaintiff, pursuant to Notice, held at The Hampton  
18 Inn, 1055 Wild Horse Canyon Road, Green River,  
19 Wyoming, before Denise Nowak, a Shorthand Reporter  
20 and Notary Public within and for the State of Idaho,  
21 appearing remotely.  
22  
23  
24  
25

1 MR. LaFLAMME: What am I looking for?  
2 Potentially annotated.

3 THE WITNESS: Yeah, I can see it down  
4 here.

5 MR. CURRAN: Yeah, it should be at  
6 the top of the zoom window for the -- with the  
7 tools, the view options or the screen shot options.

8 MR. LaFLAMME: I wonder if I have to  
9 be the one to put it up?

10 Oh, view options, annotate. There we  
11 are. Thank you.

12 MR. CURRAN: Yes, sir.

13 BY MR. LaFLAMME:

14 Q. All right. So we're looking in  
15 bedroom 4, and that's where you can see my little  
16 pencil at this point, correct?

17 Can you see that or no? Maybe not.

18 A. I cannot.

19 Q. Okay.

20 A. Now I can.

21 Q. So you can see that blue circle --

22 A. Yes.

23 Q. -- that I put on Exhibit...

24 A. 18.

25 Q. 18 here, correct?

1 A. Yes.

2 Q. Okay. And it's your understanding  
3 that that's the outlet area where the hoverboard  
4 was in front of --

5 A. Yes.

6 Q. -- correct?

7 A. Correct.

8 Q. Okay. And then the window in the  
9 bedroom, that's this opening that we see on the  
10 north wall, correct?

11 A. Yes.

12 Q. Okay. So the -- if the fire had  
13 started in bedroom 4 by where the hoverboard was  
14 located, and the kids did not wake up until after  
15 the window broke, that fire would have had to  
16 travel through their bed, correct?

17 MR. AYALA: Object to the form.

18 A. That's correct.

19 BY MR. LaFLAMME:

20 Q. Okay. And Layne and Gunner were not  
21 injured in this fire, correct?

22 A. No, they weren't.

23 Q. And Layne and Gunner able to get out  
24 of their bedroom through their bedroom door, and  
25 then ultimately through the garage door without any

1 injuries, correct?

2 A. Correct.

3 Q. Okay. So if the fire had started at  
4 this hoverboard, and traveled to the window enough  
5 to break the window before the kids -- before the  
6 boys before woke up, that bed would have likely  
7 caught fire, correct?

8 A. You would think so, yes.

9 Q. Okay.

10 MR. LaFLAMME: If you'd share this as  
11 18A?

12 MR. CURRAN: Yes, sir.

13 MR. LaFLAMME: Thank you.

14 MR. CURRAN: I have it saved. I'll  
15 get it uploaded here in a moment.

16 Do you still need the image shared?

17 MR. LaFLAMME: No, you can take it  
18 down. Thank you.

19 MR. CURRAN: Thank you.

20 BY MR. LaFLAMME:

21 Q. When Mr. Wadsworth said that he was  
22 concerned about the shed outside of the bedroom as  
23 a potential area of origin, that isn't in your  
24 report at all, is it?

25 A. No.

1 A. -- yes.

2 Q. -- by the time the fire got interior,  
3 correct?

4 A. Right.

5 Q. If you could look at Exhibit 18,  
6 which is the diagram, the floor plan of the  
7 Wadsworth residence.

8 A. (Witness complies.)

9 Q. And we agreed that the hoverboard is  
10 on the north wall of the bedroom in the designation  
11 where the electrical outlet is shown, correct?

12 A. Yes.

13 Q. And I think on Exhibit 18 A you  
14 actually circled it, but you we're looking at  
15 Exhibit 18 here, correct?

16 A. Correct.

17 Q. You were asked some questions by  
18 counsel that wouldn't it make sense if the fire  
19 started at the hoverboard there, that the fire  
20 would then go up the roof, down the wall on -- by  
21 where the window is and break out the window in the  
22 process of the fire promulgation, correct?

23 MR. AYALA: Form.

24 A. Yes.

25 BY MR. LaFLAMME:

1 Q. Okay. And do you recall that --

2 A. I do.

3 Q. -- kind of thing?

4 A. Yeah.

5 Q. And I think you agreed that it would  
6 make sense for the fire to start at the hoverboard,  
7 go up to the ceiling, come down the wall, and then  
8 below out the window --

9 A. Yes.

10 Q. -- correct?

11 A. Yes.

12 Q. Okay. How would the boys get out of  
13 the bedroom uninjured if that happened?

14 A. The that's a good question. And  
15 that's one I can't answer.

16 I know that based off their testimony  
17 saying they felt heat, they saw flames. I don't  
18 know how intense -- if it did start there at that  
19 hoverboard. I don't know how intense that flame  
20 was at that point, and that's what make me question  
21 if that window was actually broke out or open at  
22 that point, because it sure wouldn't be open in  
23 February. If that fire had already reached to the  
24 point where it broke the window, it's hard to  
25 believe that they would escape without injury.

1 Q. And Gunner said, in your interview  
2 with him on March 4 2022, by the time I woke up  
3 there was no window, correct?

4 A. Yes, I remember him saying that.

5 Q. Do you recall him saying that?

6 A. I do.

7 Q. All right. The kids never  
8 indicated -- Gunner and Layne never indicated that  
9 they heard any popping noises, correct?

10 A. Right.

11 Q. Have you ever seen a -- or heard a  
12 lithium ion battery pack fail?

13 A. I have not.

14 Q. All right. You don't know what noise  
15 it makes?

16 A. I mean if you watch like a YouTube  
17 video like the YouTube video I watched, but really  
18 I don't remember if it's like a popping noise or  
19 anything like that, so.

20 Q. Okay. You are aware it at least  
21 makes a noise?

22 A. Oh yeah.

23 Q. And popping is probably the best type  
24 of description for it --

25 A. Yes.



REPORTER'S CERTIFICATE

STATE OF IDAHO )  
 ) ss.  
COUNTY OF FREMONT )

I, Denise Nowak, Court Reporter and  
Notary Public in and for the State of Idaho, do  
hereby certify:

That prior to being examined,  
Jeff Sheaman, the witness named in the foregoing  
deposition, was by me duly sworn to testify to the  
truth, the whole truth, and nothing but the truth;

That said deposition was taken  
down by me in shorthand at the time and place  
therein named and thereafter reduced to typewriting  
under my direction, and that the foregoing  
transcript contains a full, true, and verbatim  
record of said deposition.

I further certify that I have no  
interest in the event of the action.

WITNESS my hand and seal this 6th  
day of December, 2023.



Denise Nowak  
Notary Public in and for  
the State of Idaho

My Commission Expires: 3/13/2027